

MEETINGS TO DATE 18  
NO. OF REGULARS 16  
NO. OF SPECIALS 2

LANCASTER, NEW YORK  
AUGUST 20, 1973

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 20th day of August, 1973 at 8:00 P.M. and there were

PRESENT:

LEO N. WEIMER, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK  
TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
JOHN F. LUME, HIGHWAY SUPERINTENDENT  
VICTOR H. OTT, POLICE CHIEF  
WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster Highway Department one (1) new Sander Body.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:00 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

<u>BIDDER</u>	<u>BID</u>
1. P-D Service, Inc. 1869 Harlem Road Buffalo, New York 14212	\$ 2,728.00
2. Walter M. Roberts Enterprises, Inc. 829 Sheridan Drive Tonawanda, New York 14150	\$ 2,699.00

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Police Department	July, 1973
Zoning Inspector	July, 1973
Dog Warden	July, 1973

COMMITTEE REPORTS:

Councilman Berent, for the Fire Committee, requested the Town Clerk to remind all parties involved of the General Inspection Meeting and General Discussion Meeting pre-arranged for September, 1973.

Councilman Berent, for the Fire Committee, reported that his Committee has reviewed the request of the DX Club for use of the Pavement Road Governmental Offices for their 1974 Field Day and that the Committee has granted the one (1) day use request.

Councilman Berent, for the Police Committee, presented a report dated August 16, 1973 from the Chief of Police to the Chairman of the Police Committee relative to participation in the Erie County Medical Emergency Radio System which will enable direct communication from the Town ambulances to various participating area hospitals.

Councilman Berent, for the Recreation Committee, reported that he will have available in the Town Clerk's Office, Wednesday, August 22, 1973, a report on the Special Town of Lancaster Recreation Program for the Handicapped.

Councilman Metz, for the Investigating Committee, reported that the remedial and safety improvement work on the Pavement Road and Steinfeldt Road railroad crossings have been completed.

Councilman Metz and the Town Board discussed the hazardous condition which exists at the intersection of Harris Hill Road and Wehrle Drive due to the constant spill of stones caused by vehicles exiting from Houdaille Construction Materials and using this intersection.

The Chief of Police was directed to strictly police this intersection to the north boundary of the Town of Lancaster, and the Town Clerk was directed to write the Town Board of the Town of Clarence and request that they strictly police this intersection at the south boundary of the Town of Clarence.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the Minutes of the Regular Meeting of the Town Board  
held on August 6, 1973, as presented by the Town Clerk, be and hereby are  
approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore retained William R. Trautman Associates for the preparation of a development plan for the former Nike Site on Pavement Road for general governmental purposes, and

WHEREAS, by letter dated August 10, 1973, William R. Trautman Associates has stated the need for certain prints and photographs of microfilm detail of certain buildings on said Pavement Road site,

NOW, THEREFORE, BE IT

RESOLVED, that William R. Trautman Associates be and hereby are authorized to obtain the photographic work set forth in their letter of August 10, 1973, at a cost not to exceed \$310.00, and

BE IT FURTHER

RESOLVED, that the sum of \$310.00 be transferred from the General Fund Account No. A.00.1990.40, Contingent Account, to the General Fund Account No. A.00.1621.30, Town Governmental Offices, Pavement Road, Purchase and Improvements.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Coordinator of Emergency Health Services of the County of Erie has informed the Town of Lancaster, by letter dated August 9, 1973, that the Town of Lancaster has been selected to participate in the assignment of mobile radio for its new ambulance by the Transportation Subcommittee of the Erie County Emergency Medical Care Committee, and

WHEREAS, this program will enable direct communication from the new ambulance to a number of area hospitals and other agencies through the Medical Emergency Radio System,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor immediately indicate acceptance by the Town of Lancaster of participation in the Medical Emergency Radio System and provide the assurances set forth in the letter of August 9, 1973.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

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The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated August 1, 1973, has requested permission to attend the New York State Association of Town Superintendents of Highway annual conference to be held at Lake Placid, New York, September 16 to September 19, 1973, and

WHEREAS, it is deemed in the public interest that such attendance be authorized,

NOW, THEREFORE, BE IT

RESOLVED, that John Lume, Highway Superintendent of the Town of Lancaster, be and hereby is authorized to attend the annual conference of the New York State Association of Town Superintendents of Highway to be held at Lake Placid, New York, September 16 to September 19, 1973, with reimbursement for actual and necessary expenses not to exceed \$326.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

~~only~~  
The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, Arthur Varga, a member of the Town of Lancaster Youth Bureau  
has, by letter of June 1, 1973, submitted his resignation from such position  
due to increased personal demands upon his time, and

WHEREAS, the said Arthur Varga has devoted a great amount of personal  
time and effort on behalf of the Town of Lancaster Youth Bureau,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts the resignation of  
Arthur Varga with regret and extends its sincere good wishes to Mr. Varga  
in all his future endeavors.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

August 20, 1973



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, a vacancy exists on the Town of Lancaster Youth Bureau  
by reason of the resignation of Arthur Varga, and

WHEREAS, by letter of June 18, 1973, the Chairman of the Youth  
Bureau has recommended an appointment to fill this vacancy,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby appoints Mrs. Claire Schlum,  
607 Columbia, Lancaster, New York, a member of the Town of Lancaster Youth  
Bureau, effective August 21, 1973, to fill the aforesaid vacancy and to serve  
until May 31, 1974.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the American Legion Junior Baseball team representing Depew Post 1528, composed of talented young men of the Depew-Lancaster area, has had a successful season and is competing for the New York State American Legion championship and the right to compete for the national championship at Boise, Idaho this month, and

WHEREAS, the success of these young men has brought notoriety to the Depew-Lancaster area by reason of their accomplishments,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster commends the members of the Depew Legion Junior Baseball Team and wishes them success in the State and National Championships.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
 COUNCILMAN METZ, WHO MOVED ITS  
 ADOPTION, SECONDED BY COUNCILMAN  
 BOLENDER ,TO WIT:

RESOLVED, that the following Building Permit Applications be and are  
 hereby approved and the issuance of Building Permits be and are hereby  
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
119	Josela Enterprises, Inc.	4845 Transit Road	ER. BR. CON.BLK. STORE-OFFICE BLDG.
120	Eugene V. Bianchi	1 Biscayne Drive	ER. ABOVE GROUND POOL

The question of the adoption of the foregoing resolution was duly put to  
 a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~  
 The resolution was thereupon unanimously adopted.

August 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5934 to 5997 Incl.	\$229,420.74
Special District Funds	No. 1250 to 1256 Incl.	9,531.02
Part Town Funds	No. 1495 to 1499 Incl.	18,380.50
Highway Funds	No. 3102 to 3113 Incl.	14,812.41
Trust & Agency Funds	No. 485 to 486 Incl.	625.00
Federal Revenue Sharing A/C	No. 14 to 15 Incl.	80,314.99

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~xxx~~

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
 COUNCILMAN BOLENDER, WHO MOVED ITS  
 ADOPTION, SECONDED BY COUNCILMAN METZ  
 TO WIT:

BE IT RESOLVED, that the following transfers within the General Fund and Part Town Fund of the Town of Lancaster be effected:

	To	Amount	From	Amount
<u>General Fund</u>	<u>Account</u>		<u>Account</u>	
<u>Buildings - Town Hall</u>				
Supplies and maint. of machinery	A.00.1620.44	\$ 118.51		
Building supplies			A.00.1620.46	\$ 118.51
<u>Superintendent of Highways</u>				
Office and other expenses	A.00.5010.41	82.07		
Office supplies(Civil Defense)			A.00.3640.41	82.07
<u>Shade Trees</u>				
Tree Planting	A.00.8560.46	1,033.67		
Transfer from unappropriated fund balance			A.00.9999.00	1,033.67
<u>Part Town</u>				
<u>Safety Inspection</u>				
Office and other expenses	B.00.3620.41	90.43		
Bldg. Officials' Conference			B.00.3620.46	90.43

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED	<u>YES</u>
COUNCILMAN BERENT VOTED	<u>YES</u>
COUNCILMAN BOLENDER VOTED	<u>YES</u>
COUNCILMAN METZ VOTED	<u>YES</u>
SUPERVISOR WEIMER VOTED	<u>YES</u>

The resolution was declared unanimously adopted.

DATED: August 20, 1973

STATUS REPORTS ON UNFINISHED BUSINESS:1. Traffic Study - Walden Avenue

On March 12, 1973 the New York State Department of Transportation indicated that the necessary speed checks for this study were being taken during the week of February 26th and that a report will be forthcoming.

2. Rezone Petition - Ralph Figlow - Aurora Street

On October 16, 1972, after a Public Hearing, this matter was referred back to the Planning Board for review and report to the Town Board.

3. Cayuga Creek Flood Program

On May 11, 1973 the Army Corps of Engineers notified the Town Board that they had completed their field inspection and that they are preparing a report which is scheduled to be completed by September, 1973.

4. Tax Abatement - Police Services - County Sheriff's Department

On December 13, 1972 Legislator Wnek indicated to the Town Board that this matter is before the Police and Safety Committee which he is Chairman of, and he will keep the Town Board advised on the progress of this matter.

On April 3, 1973 and July 3, 1973, upon the recommendation of the Town Board of the Town of Lancaster the Town Clerk requested a status report on this matter from Legislator Wnek.

5. Railroad Crossing - Improved Safety

On July 24, 1973 the Erie-Lackawanna Railroad acknowledged receipt of a letter from the Town Attorney and indicated that they have programmed these crossings for repairs.

PERSONS DESIRING TO ADDRESS THE TOWN BOARD:

Mrs. Edith Fuldauer, 12 Clark Street, Lancaster, New York, told the Town Board that there are many railroad beds and right-of-ways in the Town of Lancaster for a Rapid Transit System.

COMMUNICATIONS:

DISPOSITION

355. Town Clerk to Town Board -  
Notification - Directives complied with  
from meeting of August 6, 1973.
356. Krehbiel-Guay-Rugg-Hall to Town Board -  
Re: Engineering Fee for preparing two  
1973 "Needs Survey for Wastewater  
Facilities".
357. Chief Ott to Town Board -  
Recommendation - Set up meeting between  
Town Board, Representative of Central  
Police Services for Erie County, and  
Administrative Officers of Police  
Department to discuss and explain  
function of Central Police Services.
358. Krehbiel-Guay-Rugg-Hall to Town Board -  
Notification - Street Map Updated.
359. U. S. Dept. of Agriculture to Town Clerk -  
Re: Cropland Adjustment Program  
Agreement.
360. Building Inspector to Town Board -  
Request authorization to attend  
New York State Building Official  
Conferences 45th Annual Meeting,  
September 19, 20, and 21, 1973 -  
Falkview Hotel, Ellenville, New York.
361. County Health Dept. to Supervisor -  
Notification - Town of Lancaster  
selected to participate in the Mobile  
Radio Assignment between ambulance and  
various hospitals and departments.
362. William R. Trautman Associates to  
Supervisor -  
Recommendation - Processing of  
microfilm to prints and photograp -  
Lancaster Nike Site.
363. Supervisor to Town Board -  
Investment of funds with Marine Midland  
Bank-Western, Depew Office on August 15,  
1973 for total dollar earning of \$7,781.47.

R & F

R & F

Police Committee

R & F

Supervisor

Town Attorney

Police Committee

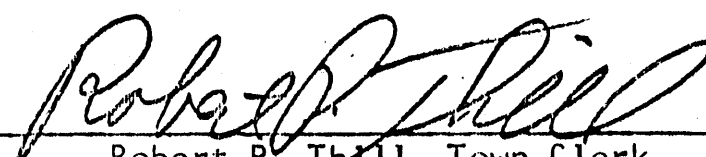
R & F

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 8:35 P.M.

Signed

  
Robert P. Thill, Town Clerk